

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)
Plaintiff,) 8:24CR34
vs.)
DIEGO MENDOZA-AGUILAR,) ORDER
Defendant)

This matter is before the court on defendant, Diego Mendoza-Aguilar's Unopposed Motion to Continue Trial [36]. Counsel needs additional time resolve this matter short of trial. The co-defendant is not opposed to the continuance. For good cause shown,

IT IS ORDERED that the Unopposed Motion to Continue Trial [36] is granted as follows:

1. The jury trial, **as to both defendants**, now set for October 1, 2024, is continued to **November 5, 2024**.
2. In accordance with 18 U.S.C. § 3161(h)(7)(A), the court finds that the ends of justice will be served by granting this continuance and outweigh the interests of the public and the defendants in a speedy trial. Any additional time arising as a result of the granting of this motion, that is, the time between **today's date and November 5, 2024**, shall be deemed excludable time in any computation of time under the requirement of the Speedy Trial Act. Failure to grant a continuance would deny counsel the reasonable time necessary for effective preparation, taking into account the exercise of due diligence. 18 U.S.C. § 3161(h)(6), (7)(A) & (B)(iv).
3. **No further continuances will be granted without requesting a hearing before the undersigned magistrate judge.**

DATED: September 18, 2024.

BY THE COURT:

**s/ Michael D. Nelson
United States Magistrate Judge**